

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Edward G. SHIFRIN

Confirmation No. 6194

Date: February 9, 2009

Serial No.: 10/593,758

Group Art Unit: 3773

Filed: June 18, 2007

Examiner: Phong Son H. DANG

For: METHOD AND APPARATUS FOR LAPAROSCOPIC AORTIC REPAIR BY
INTRAVASCULAR DEVICES

VIA EFS WEB
 Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

SUPPLEMENTAL REONSE TO RESTRICTION REQUIREMENT

This Response is filed in reply to the Restriction Requirement mailed December 31, 2008 and supplemental to the Response filed earlier on this date, which Response had a typographical error in denoting the elected Group as Group I, instead of the correct Group II. However, the identification of claims elected, as repeated below were correct therein and as further stated herein.

Applicant elects the invention of Group II, identified as claims 10-26 drawn to a stapler for laparoscopic aortic repair.

Applicant reserves the right to file a divisional application directed to the subject matter covered in non-elected claims. Early and favorable consideration of the present application is earnestly solicited.

If communication is filed after the statutory time period had elapsed and no separate Petition enclosed, Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. §1.135. Fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

Respectfully submitted,

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 ON FEBRUARY 9, 2009